Permit #: 28. 9906-07

Effective Date: Draft

Expiration Date: November 24, 2011

STATE OF THE STATE

SOUTH DAKOTA DEPARTMENT OF

ENVIRONMENT AND NATURAL RESOURCES

TITLE V AIR QUALITY PERMIT

Steven M Pirner, Secretary Department of Environment and Natural Resources

Under the South Dakota Air Pollution Control Regulations

Pursuant to Chapter 34A-1-21 of the South Dakota Codified Laws and the Air Pollution Control Regulations of the State of South Dakota and in reliance on statements made by the owner designated below, a permit to operate is hereby issued by the Secretary of the Department of Environment and Natural Resources. This permit authorizes such owner to operate the unit(s) listed in Table 1-1 under the listed conditions.

A. Owner

1. Company Name and Mailing Address

Kolberg-Pioneer, Inc. PO Box 20 Yankton SD 57078-0020

2. Actual Source Location if Different from Above

700 West 21st Street Yankton SD 57078

3. Permit Contact

Neil Pedersen, Environmental Health & Safety Manager (605) 665-9311

4. Facility Contact

Neil Pedersen, Environmental Health & Safety Manager

5. Responsible Official

Joseph P. Vig, President (605) 665-9311

B. Permit Revisions or Modifications

Not applicable

C. Type of Operation

Manufacturer of bulk material processing equipment like conveyors, screening plants, rock crushers, etc.

i Draft

TABLE OF CONTENTS

			Page
1.0	Standard Conditions		
	1.1	Operation of source	1
	1.2	Duty to comply	2
	1.3	Property rights or exclusive privileges	2
	1.4	Penalty for violating a permit condition	2
	1.5	Inspection and entry	2
	1.6	Severability	2
	1.7	Permit termination, modification, or revocation	2
	1.8	Credible evidence	3
2.0	Permit Fees		3
	2.1	Annual air fee required	3
	2.2	Annual operational report	3
	2.3	Annual air fee	3
3.0	Permit Amendment and Modification Conditions		3
	3.1	Permit flexibility	3
	3.2	Administrative permit amendment	4
	3.3	Minor permit amendment	4
	3.4	Permit modification	4
	3.5	Permit revision	5
	3.6	Testing new fuels or raw materials	5
4.0	Permit Renewal Requirements		5
	4.1	Permit effective	5
	4.2	Permit renewal	5
	4.3	Permit expiration	6
5.0	Record Keeping and Reporting Requirements		6
	5.1	Record keeping and reporting	6
	5.2	Signatory requirements	6
	5.3	Certification statement	6
	5.4	Monitoring log for emergency exceedances	7
	5.5	Record of hazardous air pollutant emissions	7
	5.6	Annual records	7
	5.7	Quarterly reporting	7
	5.8	Annual compliance certification	8

ii Draft

TABLE OF CONTENTS

			Page
	5.9	Reporting permit violations	8
6.0	Control of Regulated Air Pollutants		8
	6.1	Visibility limit	8
	6.2	Visibility exceedances	9
	6.3	Facility wide hazardous air pollutant emission limit	9
	6.4	Air emission exceedances emergency conditions	9
	6.5	Circumvention not allowed	9
	6.6	Minimizing emissions	9
7.0	Performance Tests		10
	7.1	Performance test may be required	10
	7.2	Test methods and procedures	10
	7.3	Representative performance test	10
	7.4	Submittal of test plan	10
	7.5	Notification of test	10
	7.6	Performance test report	10
8.0	Exen	nptions	11
	8.1	Maximum achievable control technology standard exemption	11
9.0	Reco	ommendation	11

iii Draft

1.0 STANDARD CONDITIONS

1.1 Operation of source. In accordance with Administrative Rules of South Dakota (ARSD) 74:36:05:16.01(8), the owner or operator shall operate the units, controls, and processes as described in Table 1-1 in accordance with the statements, representations, and supporting data contained in the complete permit application submitted and dated September 24, 2004, October 14, 2005, October 19, 2005, and November 21, 2005, and December 22, 2008 unless modified by the conditions of this permit. The application consists of the application forms, supporting data, and supplementary correspondence. If the owner or operator becomes aware that it failed to submit any relevant facts in a permit application or submitted incorrect information in an application, such information shall be promptly submitted.

Table 1-1 Description of Permitted Units, Operations, and Processes

		Control
Unit	Description	Device
#1	North Booth – 1992 Texaspray air assist – airless paint booth. The paint booth uses a manual method of spraying.	Dry filter pads will control overspray
#2	South Booth – 1977 Trimatic air assist – airless paint booth, model number TM-1888018-FLI. The paint booth uses a manual method of spraying.	Dry filter pads will control overspray
#3	Small Parts Booth – 1994 Custom paint booth. The paint booth uses an air assisted airless, manual method of spraying.	Dry filter pads will control overspray
#4	Small Parts Paint Booth air make-up unit – 1994 Hastings air make up unit, model SBD-277-40-4696, serial number 47754. The unit has a heat input capacity of 4.70 million Btus per hour and operates on natural gas.	Not Applicable
#5	2000 Logan Valley Paint Booth. The paint booth uses an air assisted airless, manual method of spraying.	Dry filter pads will control overspray
#6	Conveyor Booth - 2006 Diamond Vogel/Colmet paint booth, model number TDD-1818-100 DT. The paint booth will use an air assisted-airless, manual method of spraying.	Dry filter pads will control overspray
#7	Fast Track Booth - 2006 Diamond Vogel/Colmet paint booth, model number TOD-2218-80 DT. The paint booth will use an air assisted-airless, manual method of spraying.	Dry filter pads will control overspray
#8	Conveyor paint booth air make-up unit – The unit has a heat input capacity of 9.50 million Btus per hour and operates on natural gas.	Not Applicable
#9	Fast track paint booth air make-up unit – The unit has a heat input capacity of 9.72 million Btus per hour and operates on natural gas	Not Applicable
<u>#10</u>	ALLTRA Hi-Definition Burn Table HPR 260.	2004 Donaldson- Torit 24-bag

1

		Control
Unit	Description	Device
		baghouse
#11	ALLTRA Burn Table HPR 260.	2007 Farr GS-16
#11		16-bag baghouse.
	Whitney 661-84 Plasma Punch.	1993 Donaldson-
<u>#17</u>		Torit TD-3-99 3-
		bag baghouse.

- **1.2 Duty to comply.** In accordance with ARSD 74:36:05:16.01(12), the owner or operator shall comply with the conditions of this permit. An owner or operator who knowingly makes a false statement in any record or report or who falsifies, tampers with, or renders inaccurate, any monitoring device or method is in violation of this permit. A violation of any condition in this permit is grounds for enforcement, reopening this permit, permit termination, or denial of a permit renewal application. The owner or operator, in an enforcement action, cannot use the defense that it would have been necessary to cease or reduce the permitted activity to maintain compliance. The owner or operator shall provide any information requested by the Secretary to determine compliance or whether cause exists for reopening or terminating this permit.
- 1.3 Property rights or exclusive privileges. In accordance with ARSD 74:36:05:16.01(12), the State's issuance of this permit, adoption of design criteria, and approval of plans and specifications does not convey any property rights of any sort, any exclusive privileges, any authorization to damage, injure or use any private property, any authority to invade personal rights, any authority to violate federal, state or local laws or regulations, or any taking, condemnation or use of eminent domain against any property owned by third parties. The State does not warrant that the owner's or operator's compliance with this permit, design criteria, approved plans and specifications, and operation under this permit, will not cause damage, injury or use of private property, an invasion of personal rights, or violation of federal, state or local laws or regulations. The owner or operator is solely and severally liable for all damage, injury or use of private property, invasion of personal rights, infringement of federal, state or local laws and regulations, or taking or condemnation of property owned by third parties, which may result from actions taken under the permit.
- **1.4** Penalty for violating a permit condition. In accordance with South Dakota Codified Laws (SDCL) 34A-1, a violation of a permit condition may subject the owner or operator to civil or criminal prosecution, a state penalty of not more than \$10,000 per day per violation, injunctive action, administrative permit action, and other remedies as provided by law.
- **1.5** <u>Inspection and entry.</u> In accordance with SDCL 34A-1-41, the owner or operator shall allow the Secretary to:
- 1. Enter the premises where a regulated activity is located or where pertinent records are stored;
- 2. Have access to and copy any records that are required under this permit;
- 3. Inspect operations regulated under this permit; and/or
- 4. Sample or monitor any substances or parameters for the purpose of assuring compliance.

- **1.6** Severability. In accordance with ARSD 74:36:05:16.01(11), any portion of this permit that is void or challenged shall not affect the validity of the remaining permit requirements.
- **1.7** Permit termination, modification, or revocation. In accordance with ARSD 74:36:05:46, the Secretary may recommend that the Board of Minerals and Environment terminate, modify, or revoke this permit for violations of SDCL 34A-1 or the federal Clean Air Act or for nonpayment of any outstanding fee or enforcement penalty.
- **1.8** <u>Credible evidence</u>. In accordance with ARSD 74:36:13:07, credible evidence may be used for the purpose of establishing whether the owner or operator has violated or is violation of this permit. Credible evidence is as follows:
- 1. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred at the source:
 - a. A monitoring method approved for the source pursuant to 40 CFR § 70.6(a)(3) and incorporated in this permit;
 - b. Compliance methods specified in an applicable plan;
- 2. The following testing, monitoring, or information gathering methods are presumptively credible testing, monitoring, or information-gathering methods:
 - a. Any monitoring or testing methods approved in this permit, including those in 40 CFR Parts 51, 60, 61, and 75; or
 - b. Other testing, monitoring, or information-gathering methods that produce information comparable to that produced by any method in section (1) or (2)(a).

2.0 PERMIT FEES

- **2.1** Annual air fee required. In accordance with ARSD 74:36:05:06.01, the owner or operator shall submit an annual administrative fee and an annual fee. The fee is based on actual emissions in accordance with ARSD 74:37.
- **Annual operational report.** In accordance with ARSD 74:37:01:06, the Secretary will supply the owner or operator with an annual operational report in January of each year. The owner or operator shall complete and submit the operational report to the Secretary by March 1 of each year. The responsible official shall sign the operational report in the presence of a notary public.
- **2.3** Annual air fee. In accordance with ARSD 74:37:01:08, the Secretary will notify the owner or operator of the required annual air emission fee and administrative fee by June 1 of each year. The fees shall accrue on July 1 and are payable to the Department of Revenue by July 31 of each year.

3.0 PERMIT AMENDMENT AND MODIFICATION CONDITIONS

3.1 Permit flexibility. In accordance with ARSD 74:36:05:30, the owner or operator shall have the flexibility to make changes to the source during the term of this permit. The owner or operator shall provide the Secretary written notice at least seven days in advance of the proposed change (NOTE: The Secretary will forward a copy of the written notice to EPA). The written notice shall include a brief description of the change, the date on which the change is to occur, any change in emissions, and the proposed changes to this permit.

The Secretary will notify the owner or operator whether the change is an administrative permit amendment, a minor permit amendment, or a permit modification. A proposed change that is considered an administrative permit amendment or a minor permit amendment can be completed immediately after the Secretary receives the written notification. The owner or operator must comply with both the applicable requirements governing the change and the proposed permit terms and conditions until the Secretary takes final action on the proposed change.

A proposed change that is considered a modification can not be constructed until the Secretary takes final action on the proposed change. Permit modifications are subject to the same procedural requirements, including public comment, as the original permit issuance except that the required review shall cover only the proposed changes.

- **3.2** Administrative permit amendment. In accordance with ARSD 74:36:05:33, the Secretary has 60 days from receipt of a written notice to verify that the proposed change is an administrative permit amendment. The Secretary considers a proposed change an administrative permit amendment if the proposed change accomplishes one of the following:
- 1. Corrects typographical errors;
- 2. Changes the name, address, or phone number of any person identified in this permit or provides a similar minor administrative change at the source;
- 3. Requires more frequent monitoring or reporting by the source;
- 4. The ownership or operational control of a source change and the Secretary determines that no other change in this permit is necessary. However, the new owner must submit a certification of applicant form and a written statement specifying the date for transfer of operating permit responsibility, coverage, and liability; or
- 5. Any other changes that the Secretary and the administrator of EPA determines to be similar to those requirements in this condition.
- **Minor permit amendment.** In accordance with ARSD 74:36:05:38, the Secretary has 90 days from receipt of a written notice or 15 days after the end of EPA's 45-day review period, whichever is later, to take final action on a minor permit amendment. Final action consists of issuing or denying a minor permit amendment or determining that the proposed change is a permit modification. The Secretary considers a proposed change to be a minor permit amendment if the proposed change:
- 1. Does not violate any applicable requirements;
- 2. Does not involve significant changes to existing monitoring, reporting, or record keeping requirements;

- 3. Does not require or change a case-by-case determination of an emission limit or other standard, a source-specific determination for temporary sources of ambient impacts, or a visibility or increment analysis; or
- 4. Does not seek to establish or change a permit term or condition for which the source has assumed to avoid an applicable requirement, a federally enforceable emission cap, or an alternative emission limit. An alternative emission limit is approved pursuant to regulations promulgated under section 112(i)(5) of the federal Clean Air Act.
- **3.4 Permit modification.** In accordance with ARSD 74:36:05:39, an owner or operator may apply for a permit modification. A permit modification is any proposed change that meets the definition of a modification in ARSD 74:36:01:10 or is not an administrative amendment or a minor permit amendment. Modification is defined as a physical change or change in operation that increases the amount of air pollutant emitted by the source or results in the emission of an air pollutant not previously emitted. Permit modifications are subject to the same procedural requirements, including public comment, as the original permit issuance except that the required review shall cover only the proposed changes.
- **3.5 Permit revision.** In accordance with ARSD 74:36:05:40, the Secretary may reopen and revise this permit to meet requirements of SDCL 34A-1 or the federal Clean Air Act.
- **Testing new fuels or raw materials.** In accordance with ARSD 74:36:11:04, an owner or operator may request permission to test a new fuel or raw material to determine if it is compatible with existing equipment before requesting a permit amendment or modification. A complete test proposal shall consist of the following:
- 1. A written proposal that describes the new fuel or raw material, operating parameters, and parameters that will be monitored and any testing associated with air pollutant emissions during the test;
- 2. An estimate of the type and amount of regulated air pollutant emissions that will result from the proposed change; and
- 3. The proposed schedule for conducting the test. In most cases the owner or operator will be allowed to test for a maximum of one week. A request for a test period longer than one week will need additional justification. A test period shall not exceed 180 days.

The Secretary shall approve, conditionally approve, or deny in writing the test proposal within 45 days after receiving a complete proposal. Approval conditions may include changing the test schedule or pollutant sampling and analysis methods. Pollutant sampling and analysis methods may include, but are not limited to performance testing, visible emission evaluation, fuel analysis, dispersion modeling, and monitoring of raw material or fuel rates.

If the Secretary determines that the proposed change will result in an increase in the emission of a regulated air pollutant or result in the emission of an additional regulated air pollutant, the Secretary shall give public notice of the proposed test for 30 days. The Secretary shall consider all comments received during the 30-day public comment period before making a final decision on the test.

The Secretary will not approve a test if the test would cause or contribute to a violation of a national ambient air quality standard.

4.0 PERMIT RENEWAL REQUIREMENTS

- **4.1 Permit effective.** In accordance with ARSD 74:36:05:07, this permit shall expire five years from date of issuance unless reopened or terminated for cause.
- **4.2 Permit renewal.** In accordance with ARSD 74:36:05:08, the owner or operator shall submit an application for a permit renewal at least 180 days before the date of permit expiration if the owner or operator wishes to continue an activity regulated by this permit. The current permit shall not expire and shall remain in effect until the Secretary takes final action on the timely permit renewal application.
- **4.3 Permit expiration.** In accordance with ARSD 74:36:05:28, permit expiration terminates the owner's or operator's right to operate any unit covered by this permit.

5.0 RECORD KEEPING AND REPORTING REQUIREMENTS

Record keeping and reporting. In accordance with ARSD 74:36:05:16.01(9) and ARSD 74:36:08:37, as referenced to 40 CFR § 63.3931, the owner or operator shall maintain all monitoring data, records, reports, and pertinent information specified by this permit for five years from the date of occurrence, sample, measurement, maintenance, corrective action, report, record or application. The records shall be maintained on site for the first two years and may be maintained off site for the last three years. All records must in a form suitable and readily available for expeditious review by the Secretary. Where appropriate, the records may be maintained as electronic spreadsheets or as a database. All notifications and reports shall be submitted to the following address:

South Dakota Department of Environment and Natural Resources PMB 2020, Air Quality Program 523 E. Capitol, Joe Foss Building Pierre, SD 57501-3182

- **Signatory requirements.** In accordance with ARSD 74:36:05:12, all applications submitted to the Secretary shall be signed and certified by a responsible official. A responsible official for a corporation is a responsible corporate officer and for a partnership or sole proprietorship is a general partner or the proprietor, respectively. All reports or other information submitted to the Secretary shall be signed and certified by a responsible official or a duly authorized representative. A person is a duly authorized representative only if:
- 1. The authorization is made in writing by a person described above and submitted to the Secretary; and

2. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters.

The responsible official shall notify the Secretary if an authorization is no longer accurate. The new duly authorized representative must be designated prior to or together with any reports or information to be signed by a duly authorized representative.

Certification statement. In accordance with ARSD 74:36:05:16.01(14)(a), all documents required by this permit, including application forms, reports, and compliance certification, must be certified by a responsible official or a duly authorized representative. The certification shall include the following statement:

"I certify that, based on information and belief formed after reasonable inquiry, the statements and information in this document and all attachments are true, accurate, and complete."

- **5.4** Monitoring log for emergency exceedances. In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall maintain a monitoring log for emergency exceedances. The following information shall be recorded in the monitoring log within two days of each emergency exceedance:
- 1. The date of the emergency exceedance and the date the emergency exceedance was reported to the Secretary;
- 2. The cause(s) of the emergency;
- 3. The reasonable steps taken to minimize the emissions during the emergency; and
- 4. A statement that the permitted equipment was at the time being properly operated.
- **Record of hazardous air pollutant emissions.** In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall calculate the amount of hazardous air pollutants emitted each month from the painting operations. A 12-month rolling total shall be calculated every month using that month's value and the previous 11 months' values. The hazardous air pollutant emissions will be based on the amount of coating and solvent products used each month and the composition of the product based on the material safety data sheets, manufacturer supplied formulation data, EPA approved test method data, or a method approved by the Secretary.
- **5.6** Annual records. In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall calculate and record the following amounts from January 1 to December 31 of each year:
- 1. The amount of volatile organic compound emissions related to the painting operations;
- 2. The amount of hazardous air pollutant emissions related to the painting operations; and
- 3. The volume of natural gas used in Unit #4, #8, and #9.

The amount volatile organic compound and hazardous air pollutant emissions shall be based on the amount of coating products and solvents used in the facility each month and the composition of the product listed in the material safety data sheets, manufacturer supplied formulation data, EPA approved test method data, or a method approved by the Secretary. The amount natural gas used shall be based on production records, consumption records, purchase records, etc.

- **5.7 Quarterly reporting.** In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall submit a quarterly report to the Secretary by the end of each calendar quarter. The quarterly report shall contain the following information:
- 1. Name of facility, permit number, reference to this permit condition, identifying the submittal as a quarterly report, and calendar dates covered in the reporting period.
- 2. The quantity of hazardous air pollutants, in tons, emitted for each month and each rolling 12-month period in the reporting period along with supporting documentation; and
- 3. A copy of the MSDS, manufacturer supplied formulation data, or EPA approved test method data for any product used at the facility not previously submitted to the Secretary.

The first quarterly report must be postmarked no later than 30 days after the end of the calendar quarter in which this permit is issued. The remaining reports must be postmarked no later than 30 days after the end of the reporting period (i.e., April 30th, July 30th, October 30th, and January 30th).

- **5.8** Annual compliance certification. In accordance with ARSD 74:36:05:16.01(14), the owner or operator shall submit an annual compliance certification letter to the Secretary by March 1 of each year this permit is in effect (NOTE: The Secretary will forward a copy of the certification letter to EPA). The certification shall contain the following information:
- 1. Methods used to determine compliance, including: monitoring, record keeping, performance testing and reporting requirements;
- 2. The source is in compliance and will continue to demonstrate compliance with all applicable requirements;
- 3. In the event the source is in noncompliance, a compliance plan that indicates how the source has or will be brought into compliance; and
- 4. Certification statement required in permit condition 5.3.
- **Reporting permit violations.** In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall report all permit violations. A permit violation should be reported as soon as possible, but no later than the first business day following the day the violation was discovered. The permit violation may be reported by telephone to the South Dakota Department of Environment and Natural Resources at (605) 773-3151 or by FAX at (605) 773-5286.

A written report shall be submitted within five days of discovering the permit violation. Upon prior approval from the Secretary, the submittal deadline for the written report may be extended up to 30 days. The written report shall contain:

1. Description of the permit violation and its cause(s);

- 2. Duration of the permit violation, including exact dates and times; and
- 3. Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the permit violation.

6.0 CONTROL OF REGULATED AIR POLLUTANTS

- **6.1 Visibility limit.** In accordance with ARSD 74:36:12:01, the owner or operator may not discharge into the ambient air an air contaminant of a density equal to or greater than that designated as 20 percent opacity from any permitted unit, operation, or process listed in Table 1-1. This provision does not apply when the presence of uncombined water is the only reason for failure to meet the requirement.
- **Visibility exceedances.** In accordance with ARSD 74:36:12:02, an exceedance of the operating limit in permit condition 6.1 is not considered a violation during brief periods of soot blowing, start-up, shutdown, or malfunctions. Malfunction means any sudden and unavoidable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner. A failure caused entirely or in part by poor maintenance, careless operation, preventable equipment breakdown, or any other cause within the control of the owner or operator of the source is not a malfunction and is considered a violation.
- **6.3** Facility wide hazardous air pollutant limit. In accordance with ARSD 74:36:05:16.01(8), the owner or operator shall not emit greater than or equal to 9.5 tons of a single hazardous air pollutant or 23.8 tons of a combination of hazardous air pollutants from the permitted units and fugitive sources per 12-month rolling period. The 12-month rolling total shall be calculated every month using that month's value and the previous 11 months' values.
- Air emission exceedances emergency conditions. In accordance with ARSD 74:36:05:16.01(18), the Secretary will allow for an emission exceedance of an unavoidable emission exceedance of a technology-based emission limit if the exceedance is caused by an emergency condition and immediate action is taken by the owner or operator to restore the operations back to normal. An emergency condition is a situation arising from a sudden and reasonably unforeseeable event beyond the control of the source, including acts of God. An emergency shall not include an emission exceedance to the extent caused by improperly designed equipment, lack of preventive maintenance, careless or improper operation, or operator error. The owner or operator shall notify the Secretary within two working days of the incident and take all steps possible to eliminate the excess emissions. The notification must provide a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken. If the notification is submitted orally, a written report summarizing the information required by the notification shall be submitted and postmarked within 30 days of the oral notification.
- **6.5** Circumvention not allowed. In accordance with ARSD 74:36:05:47.01 and ARSD 74:36:08:03, as referenced to 40 CFR § 63.4(b), no owner or operator shall build, erect, install, or use any article, machine, equipment, or process to conceal an emission that would otherwise constitute noncompliance with this permit. Such concealment includes, but is not limited to the use of diluents to achieve compliance with a relevant standard based on the concentration of a

pollutant in the effluent discharged to the atmosphere or the use of gaseous diluents to achieve compliance with a relevant standard for visible emissions.

- **Minimizing emissions.** In accordance with ARSD 74:36:05:16.01(8), the owner or operator shall at all time, when practicable, maintain and operate all permitted units in a manner that minimizes air pollution emissions.
- 6.7 Total suspended particulate matter limits. In accordance with ARSD 74:36:06:02(1) and/or ARSD 74:36:06:03(1), the owner or operator shall not allow the emission of total suspended particulate matter in excess of the emission limit specified in Table 6-1 for the appropriate permitted unit, operation, and process.

Table 6-1 – Total Suspended Particulate Matter Emission Limit

<u>Unit</u>	Description	Emission Limit
<u>#10</u>	ALLTRA Hi-Definition Burn Table	19.4 pounds per hour
<u>#11</u>	ALLTRA Burn Table HPR 260	19.4 pounds per hour
<u>#17</u>	Whitney 661-84 Plasma Punch	14.8 pounds per hour

7.0 PERFORMANCE TESTS

- 7.1 Performance test may be required. In accordance with ARSD 74:36:11:02, the Secretary may request a performance test. A performance test shall be conducted while operating the unit at or greater than 90 percent of its maximum design capacity, unless otherwise specified by the Secretary. A performance test that is conducted while operating less than 90 percent of its maximum design capacity will result in the operation being limited to the percent achieved during the performance test. The Secretary has the discretion to extend the deadline for completion of a performance test required by the Secretary if circumstances reasonably warrant but will not extend the deadline past a federally required performance test deadline.
- **Test methods and procedures.** The owner or operator shall conduct the performance test in accordance with 40 CFR Part 60, Appendix A, 40 CFR Part 63, Appendix A, and 40 CFR Part 51, Appendix M. The Secretary may approve an alternative method if a performance test specified in 40 CFR Part 60, Appendix A, 40 CFR Part 63, Appendix A, and 40 CFR Part 51, Appendix M is not federally applicable or federally required.
- **Representative performance test.** In accordance with ARSD 74:36:07:01, as referenced to 40 CFR § 60.8(c), performance tests shall be conducted under such conditions as the Secretary shall specify to the owner or operator based on the representative performance of the unit being tested. The owner or operator shall make available to the Secretary such records as may be necessary to determine the conditions of the performance tests. Operations during periods of startup, shutdown, and malfunction shall not constitute representative conditions for the purpose of a performance test nor shall emissions in excess of the level of the applicable emission limit during periods of startup, shutdown, and malfunction be considered a violation of the applicable emission limit unless otherwise specified in this permit.

- **7.4** Submittal of test plan. In accordance with ARSD 74:36:11:01, the owner or operator shall submit the proposed testing procedures to the Secretary at least 30 days prior to any performance test. The Secretary will notify the owner or operator if the proposed test procedures are approved or denied. If the proposed test procedures are denied, the Secretary will provide written notification that outlines what needs to be completed for approval.
- **7.5** Notification of test. In accordance with ARSD 74:36:11:03, the owner or operator shall notify the Secretary at least 10 days prior to the start of a performance test to arrange for an agreeable test date when the Secretary may observe the test. The Secretary may extend the deadline for the performance test in order to accommodate schedules in arranging an agreeable test date.
- **7.6 Performance test report.** In accordance with ARSD 74:36:05:16.01(9), the owner or operator shall submit a performance test report to the Secretary within 60 days after completing the performance test or by a date designated by the Secretary. The performance test report shall contain the following information:
- 1. A brief description of the process and the air pollution control system being tested;
- 2. Sampling location description(s);
- 3. A description of sampling and analytical procedures and any modifications to standard procedures;
- 4. Test results;
- 5. Quality assurance procedures and results;
- 6. Records of operating conditions during the test, preparation of standards, and calibration procedures;
- 7. Raw data sheets for field sampling and field and laboratory analyses;
- 8. Documentation of calculations;
- 9. All data recorded and used to establish parameters for compliance monitoring; and
- 10. Any other information required by the test method.

8.0 EXEMPTIONS

Maximum achievable control technology standard exemption. In accordance with ARSD 74:36:05:16.01(8), the owner or operator is exempt from the requirements in ARSD 74:36:08:37 – National Emission Standards of Surface Coating of Miscellaneous Metal Parts. The exemption is based on the operational and air emission limits in permit condition 6.3. Any relaxation in the permit conditions that increases the hazardous air pollutant emissions equal to or greater than 9.5 tons per 12-month rolling period for a single hazardous air pollutant or 23.8 tons per 12-month rolling period for any combination of hazardous air pollutants may require a the owner or operator to comply with the requirements in ARSD 74:36:08:37.

9.0 **RECOMMENDATION**

A review of this facility indicates it can operate in compliance with South Dakota's Air Pollution Control rules and the federal Clean Air Act. The Secretary, therefore, recommends that the Board of Minerals and Environment issue this operating permit with conditions to ensure compliance with SDCL 34A-1 and the federal Clean Air Act. Any questions pertaining to the Secretary's recommendation should be directed to Keith Gestring, Natural Resources Engineer, at (605) 677-6165.